1	[PURSUANT TO LOCAL RULE 3-4(a)(1), NAMES AND ADDRESSES OF COUNSEL				
2	AND NAMES OF PARTIES APPEAR ON SIGNATURE PAGE				
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7	LINITED STATES F	NOTRICT COL	LIDT		
8	UNITED STATES DISTRICT COURT				
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10	OAKLAND DIVISION				
11	SONY COMPUTER ENTERTAINMENT	Case No. C	04-4200 CW		
12	AMERICA INC., a Delaware corporation,	E-FILING			
13	Plaintiff,	STIPULATIO	ON AND ORDER TO EXTEND		
14	V.	MEDIATION	DEADLINE		
15	DIVINEO INC., a Canadian corporation; DIVINEO U.K., an entity of unknown form;	Judge: Courtroom:	Hon. Claudia Wilken 2, 4th Floor		
16	DIVINEO S.A.R.L., a French corporation, doing business as Divineo Online; FREDERIC				
17	LEGAULT, individually and doing business as Divineo Inc.; MAX LOUARN, individually and				
18	doing business as Divineo U.K., Divineo S.A.R.L., and Divineo Online; and DOES 1				
19	through 10,				
20	Defendants.				
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mediation is December 31, 2005. SCEA and Divineo have engaged in settlement discussions over the past several months and have exchanged settlement documents. In an effort to continue the progress toward settlement, SCEA and Divineo propose extending the December 31 mediation deadline by three months. The parties have verified that an agreed-upon mediator has availability to conduct a mediation between now and March 31, 2006. The parties previously obtained two extensions to the mediation deadline, and the requested modification would have no effect on the schedule for the case.  IT IS, THEREFORE, STIPULATED by SCEA and Divineo Inc., through their undersigned counsel and subject to the approval of the Court, that the deadline to conduct mediation shall be extended by three months – from December 31, 2005 to March 31, 2006.  PURSUANT TO STIPULATION, IT IS SO ORDERED.  1/9/06 /s/ CLAUDIA WILKEN  DATED: HON. CLAUDIA WILKEN United States District Judge  The undersigned hereby stipulate to the entry of the above Order.  DATED: December 29, 2005  By:/s/ David E. Weslow Richard J. Nelson	2					
the mediation deadline to March 31, 2006. As set forth in the Court's Order to Extend  Mediation Deadline dated November 1, 2005, the current deadline for the parties to conduct a mediation is December 31, 2005. SCEA and Divineo have engaged in settlement discussions over the past several months and have exchanged settlement documents. In an effort to continue the progress toward settlement, SCEA and Divineo propose extending the December 31 mediation deadline by three months. The parties have verified that an agreed-upon mediator has availability to conduct a mediation between now and March 31, 2006. The parties previously obtained two extensions to the mediation deadline, and the requested modification would have no effect on the schedule for the case.  IT IS, THEREFORE, STIPULATED by SCEA and Divineo Inc., through their undersigned counsel and subject to the approval of the Court, that the deadline to conduct mediation shall be extended by three months – from December 31, 2005 to March 31, 2006.  PURSUANT TO STIPULATION, IT IS SO ORDERED.  1/9/06 /s/ CLAUDIA WILKEN  DATED:  HON. CLAUDIA WILKEN  United States District Judge  The undersigned hereby stipulate to the entry of the above Order.  DATED: December 29, 2005  By:/s/ Angus M. MacDonald James G. Gilliland, Jr.  By:/s/ David E. Weslow Richard J. Nelson		Plaintiff Sony Computer Entertainment America Inc. ("SCEA") and Defendants Divineo				
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Time of the Colors	20					
	20 21	By: <u>/s/ Angus M. MacDonald</u> By: <u>/s/ David E. Weslow</u> James G. Gilliland, Jr. Richard J. Nelson				
Townsend and Townsend and Crew LLP  Two Embarcadero Center, 8th Floor  San Francisco, CA 94111	20 21 22	By: <u>/s/ Angus M. MacDonald</u> James G. Gilliland, Jr. Timothy R. Cahn  By: <u>/s/ David E. Weslow</u> Richard J. Nelson Jeffrey C. Hallam				
San Francisco, California 94111 Tel: 415-392-1960 Tel: (415) 576-0200 Fax: 415-392-0827	<ul><li>20</li><li>21</li><li>22</li><li>23</li></ul>	By:/s/ Angus M. MacDonald James G. Gilliland, Jr. Timothy R. Cahn Angus M. MacDonald Townsend and Townsend and Crew LLP  By:/s/ David E. Weslow Richard J. Nelson Jeffrey C. Hallam Sideman & Bancroft One Embarcadero Center, 8th Floor				
Fax: (415) 576-0300 Email: rnelson@sideman.com Email: jggilliland@townsend.com jhallam@sideman.com	<ul><li>20</li><li>21</li><li>22</li><li>23</li><li>24</li></ul>	By:/s/ Angus M. MacDonald James G. Gilliland, Jr. Timothy R. Cahn Angus M. MacDonald Townsend and Townsend and Crew LLP Two Embarcadero Center, 8th Floor San Francisco, California 94111  By:/s/ David E. Weslow Richard J. Nelson Jeffrey C. Hallam Sideman & Bancroft One Embarcadero Center, 8th Floor San Francisco, CA 94111 Tel: 415-392-1960				
trcahn@townsend.com ammacdonald@townsend.com	<ul><li>20</li><li>21</li><li>22</li><li>23</li><li>24</li><li>25</li></ul>	By:/s/ Angus M. MacDonald James G. Gilliland, Jr. Timothy R. Cahn Angus M. MacDonald Townsend and Townsend and Crew LLP Two Embarcadero Center, 8th Floor San Francisco, California 94111 Tel: (415) 576-0200 Fax: (415) 576-0300 Email: jggilliland@townsend.com  By:/s/ David E. Weslow Richard J. Nelson Jeffrey C. Hallam Sideman & Bancroft One Embarcadero Center, 8th Floor San Francisco, CA 94111 Tel: 415-392-1960 Fax: 415-392-0827 Email: rnelson@sideman.com jhallam@sideman.com				
[signature block continued on next page] [signature block continued on next page]	<ul><li>20</li><li>21</li><li>22</li><li>23</li><li>24</li><li>25</li><li>26</li></ul>	By:/s/ Angus M. MacDonald James G. Gilliland, Jr. Timothy R. Cahn Angus M. MacDonald Townsend and Townsend and Crew LLP Two Embarcadero Center, 8th Floor San Francisco, California 94111 Tel: (415) 576-0200 Fax: (415) 576-0300 Email: jggilliland@townsend.com trcahn@townsend.com  By:/s/ David E. Weslow Richard J. Nelson Jeffrey C. Hallam Sideman & Bancroft One Embarcadero Center, 8th Floor San Francisco, CA 94111 Tel: 415-392-1960 Fax: 415-392-0827 Email: rnelson@sideman.com jhallam@sideman.com				

1 2 3 4 5	Jennifer Y. Liu James Y. Leong Sony Computer Entertainment America Inc. 919 East Hillsdale Boulevard, 2nd Floor Foster City, California 94404 Tel: (650) 655-8000 Fax: (650) 655-8042 Email: jennifer_liu@playstation.sony.com	Patricia B. Cunningham Sutherland Asbill & Brennan LLP 999 Peachtree Street, NE Atlanta, GA 30309 Tel: 404-853-8000 Fax: 404-853-8806 Email: patricia.cunningham@sablaw.com
6	Attorneys for Plaintiff Sony Computer Entertainment America Inc.	David E. Weslow Sutherland Asbill & Brennan LLP 1275 Pennsylvania Avenue, NW
7	Entertainment America inc.	Washington, DC 20004 Tel: 202-383-0100
8		Fax: 202-637-3593 Email: david.weslow@sablaw.com
10		Attorneys for Defendants Divineo Inc.
11		and Frederic Legault
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**GENERAL ORDER 45 ATTESTATION** I, Angus M. MacDonald, am the ECF user whose ID and password are being used to file this Stipulation And [Proposed] Order To Extend Mediation Deadline. In compliance with General Order 45, X.B., I hereby attest that David E. Weslow has concurred in this filing. /s/ Angus M. MacDonald Angus M. MacDonald 60618801 v4 

1 PROOF OF SERVICE [C.C.P. §§ 1011 and 1013, C.R.C.§ 2008, F.R.C.P. Rule 5, F.R.A.P. 25] 2 I declare that I am employed in the City and County of San Francisco, California; I am over the age of 18 years and not a party to the within action; my business address is Two 3 Embarcadero Center, Eighth Floor, San Francisco, California, 94111. On the date set forth below, I served a true and accurate copy of the document(s) entitled: 4 STIPULATION AND [PROPOSED] ORDER TO EXTEND MEDIATION DEADLINE 5 on the party(ies) in this action by placing said copy(ies) in a sealed envelope each addressed as 6 follows: 7 Via Electronic Transmission Via Electronic Transmission Patricia B. Cunningham Richard J. Nelson 8 Sutherland Asbill & Brennan LLP Jeffrey C. Hallam 999 Peachtree, NE Sideman & Bancroft 9 Atlanta, GA 30309 One Embarcadero Center, 8th Floor Tel: 404-853-8000 San Francisco, CA 94111 10 404-853-8806 415-392-1960 Fax: Tel: Email: patricia.cunningham@sablaw.com Fax: 415-392-0827 11 Email: rnelson@sideman.com ihallam@sideman.com Email: 12 Via Electronic Transmission Via Electronic Transmission & U.S. Mail 13 David E. Weslow U.S. District Court - ADR Unit Sutherland Asbill & Brennan LLP 450 Golden Gate Avenue, 16th Floor 14 1275 Pennsylvania Avenue, NW San Francisco, CA 94102 Washington, DC 20004 Tel: 415-522-2199 15 202-383-0100 Tel: Fax: 415-522-4112 Fax: 202-637-3593 Email: ADR@cand.uscourts.gov 16 Email: david.weslow@sablaw.com 17 [By First Class Mail] I am readily familiar with my employer's practice for collecting and processing documents for mailing with the United States Postal Service. On the date listed herein, following ordinary business practice, I served the within document(s) at my place of 18 business, by placing a true copy thereof, enclosed in a sealed envelope, with postage thereon fully prepaid, for collection and mailing with the United States Postal Service where it would be 19 deposited with the United States Postal Service that same day in the ordinary course of 20 business. [By Overnight Courier] I caused each envelope to be delivered by a commercial 21 carrier service for overnight delivery to the offices of the addressee(s). [By Hand] I directed each envelope to the party(ies) so designated on the service 22 list to be delivered by courier this date. [By Facsimile Transmission] I caused said document to be sent by facsimile 23 transmission to the fax number indicated for the party(ies) listed above. [By Electronic Transmission] I caused said document to be sent by electronic 24 transmission to the e-mail address(es) indicated for the party(ies) listed above. 25 I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed this date at San Francisco, California. 26 27 Dated: December 29, 2005 /s/Diane G. Sunnen

Diane G. Sunnen

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